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No. 130

House of Representatives

The House met at noon and was called to order by the Speaker pro tempore (Mr. WOLF).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
September 22, 2003.

I hereby appoint the Honorable FRANK R. WOLF to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

PRAYER

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer:

Lord God of Heaven and Earth, we do not always understand the powers of nature, yet we are grateful for the information we are given in this present age. Such guidance helps us to protect ourselves and prepares us for the storms of a lifetime.

We praise You and thank You that the recent hurricane has dissipated its intense strength. We pray now for all those whose lives have been altered by Isabel's path of destruction.

Grant fortitude, patience, and persistence to Your people that energy be restored to all citizens, that neighbor will help neighbor through difficult times, and that tranquility and good order be established to encourage all Americans in living a healthy and happy family life.

You, Lord, have been with us through every storm and await us with eternal shelter. Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2754. An act making appropriations for energy and water development for the fiscal year ending September 30, 2004, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 2754) "An Act making appropriations for energy and water development for the fiscal year ending September 30, 2004, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon; and appoints Mr. DOMENICI, Mr. COCHRAN, Mr. MCCONNELL, Mr. BENNETT, Mr. BURNS, Mr. CRAIG, Mr. BOND, Mr. STEVENS, Mr. REID, Mr. BYRD, Mr. HOLLINGS, Mrs. MURRAY, Mr. DORGAN, Mrs. FEINSTEIN, and Mr. INOUE, to be the conferees on the part of the Senate.

The message also announced that the Senate has passed a bill and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 1636. An act to preserve the ability of the Federal Housing Administration to insure mortgages under section 238 and 519 of the National Housing Act.

S. Con. Res. 68. Concurrent Resolution honoring the life of Johnny Cash.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, September 22, 2003.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on September 22, 2003 at 9:20 a.m.

That the Senate passed without amendment H. Con. Res. 235.

With best wishes, I am

Sincerely,

JEFF TRANDAHLL,
Clerk of the House.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, September 18, 2003.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on September 18, 2003 at 10:40 a.m. and said to contain a message from the President whereby he submits a report regarding Blocking Terrorists Assets.

With best wishes, I am

Sincerely,

JEFF TRANDAHLL,
Clerk of the House.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H8401

CONTINUATION OF NATIONAL EMERGENCY WITH RESPECT TO TERRORISM—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 108-126)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on International Relations and ordered to be printed:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. Consistent with this provision, I have sent the enclosed notice, stating that the national emergency with respect to persons who commit, threaten to commit, or support terrorism is to continue in effect beyond September 23, 2003, to the *Federal Register* for publication. The most recent notice continuing this emergency was published in the *Federal Register* on September 20, 2002 (67 FR 59447).

The crisis constituted by the grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the terrorist attacks in New York, Pennsylvania, and against the Pentagon committed on September 11, 2001, and the continuing and immediate threat of further attacks on United States nationals or the United States that led to the declaration of a national emergency on September 23, 2001, has not been resolved. These actions pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to persons who commit, threaten to commit, or support terrorism and maintain in force the comprehensive sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, September 18, 2003.

SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 1636. An act to preserve the ability of the Federal Housing Administration to insure mortgages under section 238 and 519 of the National Housing Act; to the Committee on Financial Services.

S. Con. Res. 68. Concurrent resolution honoring the life of Johnny Cash; to the Committee on Education and the Workforce.

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned

until 12:30 p.m. on Tuesday, September 23, 2003, for morning hour debates.

There was no objection.

Accordingly (at 12 o'clock and 6 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, September 23, 2003, at 12:30 p.m. for morning hour debates.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

4307. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Butafenacil; Pesticide Tolerance [OPP-2003-0282; FRL-7324-6] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4308. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Cyprodinil; Pesticide Tolerance [OPP-2003-0278; FRL-7326-4] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4309. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Cyromazine; Pesticide Tolerance [OPP-2003-0269; FRL-7326-5] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4310. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fenhexamid; Pesticide Tolerance [OPP-2003-0301; FRL-7326-7] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4311. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — S-Metolachlor; Pesticide Tolerances [OPP-2003-0300; FRL-7324-9] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4312. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Sulfentrazone; Pesticide Tolerances [OPP-2003-0270; FRL-7324-5] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4313. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Thiamethoxam; Pesticide Tolerances [OPP-2003-0306; FRL-7327-5] received September 16, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4314. A communication from the President of the United States, transmitting a request for 2004 supplemental appropriations for ongoing military and intelligence operations in Iraq, Afghanistan, and elsewhere; (H. Doc. No. 108-126); to the Committee on Appropriations and ordered to be printed.

4315. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Valliant, Oklahoma, and Gainesville, Texas) [MM Docket No. 01-216; RM-10223; RM-10495; RM-10496] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4316. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmit-

ting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Bunnell and Palm Coast, Florida) [MM Docket No. 02-13; RM-10357; RM-10493] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4317. A letter from the Senior Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Fort Stockton and Sanderson, Texas) [MB Docket No. 03-68; RM-10654; RM-10656] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4318. A letter from the Senior Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Ridgecrest, California) [MB Docket No. 03-79; RM-10673] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4319. A letter from the Special Assistant to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Clayton, Oklahoma) [MB Docket No. 02-240; RM-10530] (Guthrie, Texas) [MB Docket No. 02-241; RM-10531] (Hebbroville, Texas) [MB Docket No. 02-242; RM-10532] (Premont, Texas) [MB Docket No. 02-244; RM-10534] (Roaring Springs, Texas) [MB Docket No. 02-245; RM-10544] (Rocksprings, Texas) [MB Docket No. 02-246; RM-10535] (Sanderson, Texas) [MB Docket No. 02-247; RM-10536] (Thomas, Oklahoma) [MB Docket No. 02-249; RM-10538] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4320. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — FM Table of Allotments, FM Broadcast Stations (Magnolia, Arkansas and Oil City, Louisiana) [MB Docket No. 02-199; RM-10514] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4321. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — FM Table of Allotments, FM Broadcast Stations (Bridgeton and Pennsauken, New Jersey) [MB Docket No. 02-382; RM-10615] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4322. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — FM Table of Allotments, FM Broadcast Stations (Noblesville, Indianapolis, and Fishers, Indiana) [MM Docket No. 01-143; RM-10153] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4323. A letter from the Senior Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Los Banos and Planda, California) [MB Docket No. 02-186; RM-10494] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4324. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, Digital Television Broadcast Stations (Cadillac and Manistee, Michigan)

[MB Docket No. 02-45; RM-10373] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4325. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, Digital Television Broadcast Stations (Billings, Montana) [MB Docket No. 02-116; RM-10233] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4326. A letter from the Senior Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Owen, Wisconsin) [MB Docket No. 02-120; RM-10442] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4327. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, Television Broadcast Stations (Christiansted, Virgin Islands) [MB Docket No. 03-20; RM-10634] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4328. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, Digital Television Broadcast Stations (Burlington, Vermont) [MB Docket No. 02-82; RM-10408] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4329. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, Television Broadcast Stations; and Section 73.622(b), Table of Allotments, Digital Broadcast Television Stations (Charleston, West Virginia) [MB Docket No. 02-155; RM-10452] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4330. A letter from the Senior Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, Digital Television Broadcast Stations (Odessa, Texas) [MB Docket No. 02-90; RM-10409] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4331. A letter from the Deputy Chief, WCB, TAPD, Federal Communications Commission, transmitting the Commission's final rule — Federal-State Joint Board on Universal Service; Promoting Deployment and Subscribership in Unserved And Underserved Areas, Including Tribal and Insular Areas

[CC Docket No. 96-45]; Commonwealth of Northern Mariana Islands; Petitions for Reconsideration filed by: Crow Tribal Council, Florida Public Service Commission; Fort Belknap Indian Community, Goshute Indian Reservation, National Telephone Cooperative Association, Oglala Sioux Tribe, Rosebud Sioux Tribe, South Dakota Independent Telephone Coalition, Western Wireless Corporation — Received September 17, 2003, pursuant to 5 U.S.C. to the Committee on Energy and Commerce.

4332. A letter from the Deputy Chief, Policy and Rules Division, OET, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Parts 2 and 25 of the Commission's Rules to Permit Operation of NGSO FSS Systems Co-Frequency with GSO and Terrestrial Systems in the Ku-Band Frequency Range [ET Docket No. 98-206; RM-9147; RM-9245]; Amendment of the Commission's Rules to Authorize Subsidiary Terrestrial Use of the 12.2-12.7 GHz Band by Direct Broadcast Satellite Licensees and Their Affiliates; and Applications of Broadwave USA, PDC Broadband Corporation, and Satellite Receivers, Ltd. to Provide a Fixed Service in the 12.2-12.7 GHz Band — Received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4333. A letter from the Deputy Chief, Policy and Rules Division, OET, Federal Communications Commission, transmitting The Commission's final rule — Amendment of Parts 2 and 25 of the Commission's Rules to Permit Operation of NGSO FSS Systems Co-Frequency with GSO and Terrestrial Systems in the Ku-Band Frequency Range [ET Docket No. 98-206; RM-9147; RM-9245]; Amendment of the Commission's Rules to Authorize Subsidiary Terrestrial Use of the 12.2-12.7 GHz Band by Direct Broadcast Satellite Licensees and Their Affiliates; and Applications of Broadwave USA, PDC Broadband Corporation, and Satellite Receivers, Ltd. to Provide a Fixed Service in the 12.2-12.7 GHz Band — Received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4334. A letter from the Assistant Chief, WCB, TAPD, Federal Communications Commission, transmitting the Commission's final rule — Federal-State Joint Board on Universal Service [CC Docket No. 96-45] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4335. A letter from the Assistant Chief, WCB, TAPD, Federal Communications Commission, transmitting the Commission's final rule — Access Charge Reform [CC Docket No. 96-262]; Price Cap Performance Review for LECs [CC Docket No. 94-1]; Low-Volume Long Distance Users [CC Docket No. 99-249]; Federal-State Joint Board on Universal Service [CC Docket No. 96-45] received

September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4336. A letter from the Deputy Chief, WCB, TAPD, Federal Communications Commission, transmitting the Commission's final rule — 2000 Biennial Regulatory Review—Requirements Governing the NECA Board of Directors under Section 69.602 of the Commission's Rules [CC Docket No. 01-174]; Requirements for the Computation of Average Schedule Company Payments under Section 69.606 of the Commission's Rules — received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4337. A letter from the Senior Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Table of Allotments, FM Broadcast Stations (Dalhart, Texas) [MB Docket No. 03-52; RM-10657]; (Kermit, Texas) [MB Docket No. 03-35; RM-10658]; (Leakey, Texas) [MB Docket No. 03-54; RM-10659] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4338. A letter from the Deputy Division Chief, WCB, CPD, Federal Communications Commission, transmitting the Commission's final rule — Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers [CC Docket No. 01-338]; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996 [CC Docket No. 96-98]; Deployment of Wireline Services Offering Advanced Telecommunications Capability [CC Docket No. 98-147] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4339. A letter from the Senior Legal Advisor, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — FM Table of Allotments, FM Broadcast Stations (George West, Texas) [MB Docket No. 03-86; RM-10685] received September 17, 2003, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 260: Mr. WATT.

H.R. 394: Mr. WATT.

H.R. 1508: Mr. LARSEN of Washington.

H.R. 2208: Mr. McHUGH, Mr. JOHNSON of Illinois, Mr. CALVERT, Mr. SOUDER, and Mr. BARTON of Texas.

H.R. 2683: Mrs. JONES of Ohio, Mr. FROST, and Mr. SERRANO.